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EXAMINER

SHANG, ANNAN Q

ART UNIT	PAPER NUMBER
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2617

DATE MAILED: 01/25/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)	
	09/834,375	WOLZIEN, THOMAS R.	
	Examiner	Art Unit	
	Annan Q. Shang	2617	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 20 December 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-180 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-180 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date <u>12/20/05</u> | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-16, 18-74, 78-109 and 118-180 are rejected under 35 U.S.C. 102(e) as being anticipated by **Treyz et al (6,526,335)**.

As to claims 1-2, note the **Treyz** reference figures 1-2, 56 and 57, discloses automobile personal computer systems and further discloses a system for expediting transactions necessary to acquire goods/services from a provider, wherein additional information, including directions from a current location to a provider location, related to the goods/services is available from an information source related to a video or audio program provided in a programming signal, comprising:

A receiver for receiving the programming signal and an address associated with a provider of additional information related to a program provided in the programming signal (Wireless Receiver/Transmitter 'R/T' or Wireless Communications Circuitry (WCC) 306 of Automobile Personal Computer (APC) 14 'a user system,' figs. 1, 13, col. 10, line 35-col. 11, line 1+, includes Antenna 54, 58, etc., 'fig. 2' Base Station, receives

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Data broadcast sources, local wireless and wire networks and with various services transmitted from a Service Provider, Merchant, Broadcasting Station, etc., (SP) 'a provider system,' or 'a data processing center,' via wireless links, such as, Internet, terrestrial base stations, satellite signals from GPS, radio and data broadcast, etc., or physical wiring such as, cables, coaxial cable, buses, optical fibers, etc., (col. 13, lines 3-12), where the received services or data signals includes an address associated with the SP (col. 11, line 1-col. 12, line 1+, col. 17, lines 29-40, col. 39, lines 48-62, col. 58, line 47-col. 61, line 23 and line 46-col. 62, line 12), note that APC-14 is any device such as, a computer system or any device, such as PDA, laptop, palm-size computer, cellular telephone, wrist watches, with built-in computing capabilities (col. 10, lines 23-38) and receives e-mail, voice, paging, text, streaming audio or video program, etc.;

APC 14 includes a decoder "an access controller" (col. 13, lines 38-51, col. 22, lines 1-19 and col. 66, lines 13-19), which is connected to R/T for decoding the address, note that APC-14 decodes streaming Internet audio, voice..., compressed digital video, streaming Internet multimedia content, etc., and upon a user interacting to the content (which contains specific service/content provider address), Automobile PC-14 Pro-72, uses the address information to establish a link, to the service/content provider with the address and receives driving directions to the location of the service/content provider;

the claimed "a user interface..." is met by Front-Panel (FP) 256 (figs. 8-11 and col 18, lines 9-40), which includes Display 270, a touch screen, where the user interacts and enters commands to access the additional information;

the claimed "communication unit for establishing a link..." is met by Processor(s)

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(Pro) 72 (col. 13, lines 38-50), which establishes a link, upon receiving the user command, with a service/content provider “an information source” with the address (col. 33, lines 6-49 and col. 61, line 46-col. 62, line 12);

the claimed “a MOTES interface device which expedites the acquiring of goods/services by the user...” is met by APC-14 “a transaction processing system,” “information processing system or reader” (col. 22, lines 10-19, line 54-col. 23, line 16, col. 53, line 60-col. 54, line 29) which includes Processor 72 for communicating a user’s identity to the service provider, and executes interactive prompts (col. 12, lines 21-29) to the user from the service provider for the acquiring or purchasing products or goods and services by the user from the provider, and enables the user to performing financial transactions (col. 45, line 23-col. 46, line 1+), furthermore the a GPS Receiver 112 (col. 31, lines 16-30 and col. 33, lines 6-49) determines the location of the user and communicates information to APC-14 Processor 72 to acquire the necessary information to nearby service providers; the user can further make a hotel reservation and upon arrival to hotel in person, the user provides a credit card, which verifies the user identify, for the necessary services or transactions (col. 46, line 30-col. 47, line 16),

As to claim 3, Treyz further discloses where the E-signal is a radio broadcast signal and data broadcast signal (col. 11, 5-10 and col. 12, lines 21-45).

As to claim 4, Treyz further discloses the E-signal comprises, at least one selected from an audio, video and combined audio and video signals (col. 13, lines 38-51).

As to claim 5, Treyz further discloses where the E-signal is received from a

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storage device 80 (col. 13, line 38-col. 14, line 21 and col. 35, lines 22-25).such as: digital versatile disk, compact disk, video cassette player, magnetic tape, hard disc drive, optical storage, magnetic storage, Memory Stick, Memory card, write/rewritable CDROM and DVD ROM (col. 14, lines 1-18, line 66-col. 15, line 13 and col. 16, lines 37-59)

As to claim 6, Treyz further discloses where the E-signal is received from storage, such as digital versatile disk, etc., (col. 13, line 38-col. 14, line 21 and col. 35, lines 22-25).

As to claims 7-8, Treyz further disclose where APC-14 stores user information, such as user ID, payment, location, preferences, etc., (col. 30, line 25-col. 31, line 15), are utilized to expedite the acquiring of goods/services by the user from the provider (col. 32, lines 13-27).

As to claims 9-13, Treyz further discloses where the user information is communicated to the provider prior to arrival of the user at a destination location (col. 32, lines 13-54), provider at the time of arrival of the user at a destination, communicated to the provider electronically or verbally (col. 38, lines 20-34 and line 55-col. 39, line 1+), to receive the goods and services (col. 45, line 23-col. 46, line 43 and col. 61, line 46-col. 62, line 17).

As to claims 14-15, Treyz further discloses communicating to the provider via wireless signal upon arrival to the destination and where the wireless comprises a MOTES signal (col. 62, lines 12-17).

As to claim 16, Treyz further discloses the E-Signal, such as e-mail, voice,

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paging, text, audio or video program, etc., are received via wireless links (Internet, terrestrial base stations, satellite signals from GPS, radio and data broadcast, col. 11, line 1-col. 12, line 1+) and where the GPS receiver uses the signals received to determined the current locations of APC-14.

As to claim 18, Treyz further discloses the E-Signal contains an audio program and the system comprises at least one speaker for presenting the audio program (col. 34, lines 57-65).

As to claim 19, Treyz further discloses where the E-signal contains a video program and the system comprises a display or FP-256 for presenting the video program (col. 18, lines 9-33 and col. 21, line 60-col. 22, line 1+).

As to claim 20, Treyz further discloses where the address is embedded in signal and transmitted over the Internet (col. 21, line 60-col. 22, line 1+).

As to claim 21, Treyz further discloses where the address is transmitted separately from the signal and enables the user to input starting address add Final destination address (col. 21, line 60-col. 22, line 1+)

As to claim 22, Treyz further discloses is associated with online information provider (col. 21, line 60-col. 22, line 1+).

As to claims 23, Treyz further discloses where the address contains an Intranet address for use by private networks and further discloses a Web Browser, which interfacing with the Internet (col. 21, lines 16-42, line 60-col. 22, line 1+ and col. 44, lines 43-67).

As to claim 24, Treyz further discloses where the APC-14 comprises an address

extractor, in communications with the receiver, which extracts the address from the programming signal and an indicator signal generator, which upon receipt of the address generates an indicator signal (col. 28, lines 44-63, col. 34, lines 54-65, col. 35, lines 29-53 and col. 36, lines 35-59).

As to claims 25, Treyz further discloses where the address is a database file designator and provider online via map data (col. 21, line 60-col. 22, line 1+).

Claim 26 is met as previously discussed with respect to claim 1.

As to claims 26-27, Treyz further discloses where GPS is a differential GPS (col. 11, lines 38-67), which receives GPS satellite signals, correcting errors and determines the current location and the location closest to the current location (col. 31, lines 22-48 and col. 53, lines 15-40), using street address, an intersection, latitude and longitude and measurement of time, etc., (col. 33, lines 6-30).

As to claim 28, Treyz further discloses where the user interface comprises a HUD unit, voice commands recognition device, speaker, keypad, etc., (col. 13, line 38-col. 14, line 2 and col. 15, lines 28-43).

As to claim 29-31, Treyz further discloses where the additional information includes a menu of options provided by the provider, for the goods and services, and available for selections by the user, using a touch screen display interface (col. 20, lines 13-47, col. 21, line 60-col. 22, line 19 and col. 22, lines 10-34)

As to claim 32-34, Treyz further discloses where the provider is co-located at a destination location, where the provider is remote to a destination location and provider receives an order from the user for at least goods and service and communicates the

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order to as affiliate at the destination location for fulfilling (col. 45, line 23-col. 46, line 1+, col. 59, lines 32-45 and col. 61, line 46-col. 62, line 17) and where the order is received over an Internet link (col. 58, lines 11-67).

As to claim 35, the claimed "a method of expediting a provisioning of goods/services to a user at a destination location...comprising" contains the same structural elements as rejected claim 1 above.

Claim 36 is met as previously discussed with respect to claim 3.

Claim 37 is met as previously discussed with respect to claim 4.

Claim 38 is met as previously discussed with respect to claim 1, the claimed generating an indications to the user of additional information is met as previously discussed with respect to claim 24.

Claim 39 is met as previously discussed with respect to claim 20.

Claim 40 is met as previously discussed with respect to claim 21.

Claim 41 is met as previously discussed with respect to claim 16.

Claim 42 is met as previously discussed with respect to claim 16.

Claim 43 is met as previously discussed with respect to claim 6.

Claim 44 is met as previously discussed with respect to claim 23.

Claim 45 is met as previously discussed with respect to claim 16

Claim 46 is met as previously discussed with respect to claim 16.

Claim 47 is met as previously discussed with respect to claim 4.

Claim 48 is met as previously discussed with respect to claim 31.

Claim 49 is met as previously discussed with respect to claim 5.

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Claim 50 is met as previously discussed with respect to claim 8.

Claim 51 is met as previously discussed with respect to claim 6.

Claim 52 is met as previously discussed with respect to claim 6.

Claim 53 is met as previously discussed with respect to claim 1.

Claim 54 is met as previously discussed with respect to claim 18.

Claim 55 is met as previously discussed with respect to claim 1.

Claim 56 is met as previously discussed with respect to claim 1.

As to claim 57, Treyz further discloses where APC-14 further comprises a device compatible with navigation system selected from the group consisting of: Distance Measuring Equipment which utilizes transmissions and radials including time changes and frequency changes to determine locations, Loran, radio frequency triangulation, intersection of radio signals with radials, and 911 based locations identification (col. 33, lines 6-30, col. 44, lines 27-42).

As to claims 58-59, Treyz further discloses where GPS receiver 112 receives GPS and DGPS satellite signals, correcting errors and determines the current location of the receiver based upon the GPS satellite (col. 11, lines 38-67 and col. 33, lines 6-30).

Claim 60 is met as previously discussed with respect to claim 16.

Claim 61 are met as previously discussed with respect to claims 26-27.

As to claims 62-63, Treyz further discloses where APC-14 analyzes the Map data, determines which of the various locations of the destination is nearest to the current location, and selects a location nearest to the current location as the destination,

by eliminating from the lists destinations not closer to the current location of APC-14, where the nearest location determined based upon commuting distance, based upon commuting distance, based upon commuting time and where APC-14 analyzes the Map data, calculates an estimated time of travel from the current location to the locations in the Map data and selects as the destination the location with the shortest estimated time of travel (col. 31, lines 22-48, col. 53, lines 15-40, col. 61, line 46-col. 62, line 11 and col. 86, line 27-col. 87, line 17) and transmitting a Map direction “result of the determination” to the APC-14, note that the user can selected favorite restaurant the MAP data provides the user with the shortest and quickest route to the user’s current location.

As to claim 64, Treyz further discloses where the Processor of APC-14, which accesses the user’s identify, is compatible with APC-14 which enables the user’s identify and payment information to be automatically determined upon arrival of the user at the destination (col. 22, lines 10-19, line 54-col. 23, line 16, col. 53, line 60-col. 54, line 29).

Claim 66 is met as previously discussed with respect to claim 7.

Claim 67 is met as previously discussed with respect to claim 9.

Claim 68 is met as previously discussed with respect to claim 10.

Claim 69 is met as previously discussed with respect to claim 11.

Claim 70 is met as previously discussed with respect to claim 12.

Claims 71-72 is met as previously discussed with respect to claims 62-63

As to claims 73-74, Treyz further discloses S-80 “data storage device” stored

locally at APC-14, containing at least data that identifies each of the Map data by an address, a look-up table, where the address identifies a location of the Map data storage device, containing direction finding software for determining directions between two locations and a map software, where APC-14 utilizes the direction finding software in generating directions from the current location to the destination and overlays a map of the APC-14 display (col. 13, lines 58-67, col. 33, lines 25-30, col. 53, lines 15-40, col. 61, line 46-col. 62, line 11 and col. 86, line 27-col. 87, line 17).

As to claim 78, the claimed "a computer readable medium containing instructions for expediting a provisioning of goods/services to a user at a destination location...comprising" contains the same structural elements as rejected claim 1 above.

As to claims 79-80, the claimed "system for providing goods/services to a user on an expedited basis upon reception of a programming signal and an address identifying additional information related to a program in the programming signal...comprising" contains the same structural elements as rejected claim 1 above.

As to claim 82, Treyz further discloses APC-14 communicates interactively user information automatically via a programming signal (col. 12, lines 21-53 and col. 61, line 24-col. 62, line 23 and line 61+).

As to claims 83-89, Treyz further discloses where the SP, MC, BS, etc, comprises a computing equipment "data processing center," a location order processor and information processing reader (col. 46, line 30-43) and communications link between the data processing center and the location order processor (col. 10, lines 39-54, col. 23, lines 3-16), where the data processing center accesses at least one

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database via a network connection, such as Internet, intranet, private, public, PTP, (10, line 55-col. 11, line 1+) retrieves the additional information from the database, and communicates the additional information to the APC-14, accesses information from an advertiser's server in determining which goods/services are available by the a provider for providing to APC-14 in an expedited manner, where the location order processors and the data processing center are co-located (col. 24, line 34-col. 25, line 1+, col. 45, line 23-col. 46, line 43), where the Information processing reader further comprises a sensor which automatically detects a signal generated by a vehicle associated with the APC-14, upon arrival of the vehicle at the destination, where the communication link is Internet, intranet, private, etc., (10, line 55-col. 11, line 1+, col. 24, line 34-col. 25, line 1+, col. 32, lines 13-27, col. 61, line 24-col. 62, line 23)

Claim 90 is met as previously discussed with respect to claim 16.

Claim 91 is met as previously discussed with respect to claim 16.

Claim 92 is met as previously discussed with respect to claims 26-27.

Claim 93 is met as previously discussed with respect to claim 14.

Claim 94 is met as previously discussed with respect to claim 15.

As to claim 95, note the **Treyz** reference figures 1-2, 56 and 57, discloses automobile personal computer systems and further discloses a method for expediting the provision of at least one goods/services from a provider to a user in response to the reception of a programming signal containing an indication that additional information related to the programming signal is available, upon an indication by the user of a desire to purchase at least one goods/service provided by the provider upon receiving

directions from a current location of the user to a destination location associated with the provider, comprising:

the claimed "receiving a programming signal and an address associated with a provider..." and "receiving an indicator that additional information related to the programming signal is available" are met by Wireless Receiver/Transmitter (R/T) or Wireless Communications Circuitry (WCC) 306 of Automobile Personal Computer (APC) 14 "a user system" (fig. 1, col. 10, line 23-col. 11, line 1+), which communicates services "programming signal and an address associated with provider..." to/from APC-14, a computer system or any device, such as PDA, laptop, palm-size computer, cellular telephone, wrist watches, with built-in computing capabilities; these services, such as e-mail, voice, paging, text, audio or video program, etc., are received from a Service Provider, Merchant, Broadcasting Station, etc., "a provider system" via wireless links, Internet, terrestrial base stations, satellite signals from GPS, radio and data broadcast, "a programming transmission system" (col. 11, line 1-col. 12, line 1+), includes an address of the Service Provider, Merchant, Broadcasting Station, etc., (col. 17, lines 29-40, col. 39, lines 48-62, col. 58, line 47-col. 61, line 23 and line 46-col. 62, line 12), and upon a user interacts with the received content (audio or video content, etc.), if desired a driving direction to a destination "an address" is provided to the user; note further that APC-14 receives various notifications, audible, visual, etc., to indicate that additional information is available (col. 28, lines 44-63, col. 34, lines 54-65, col. 35, lines 29-53 and col. 36, lines 35-59)

APC 14 includes a decoder "an access controller" (col. 13, lines 38-51, col. 22,

lines 1-19 and col. 66, lines 13-19), which is connected to R/T for decoding the address;

the claimed “a user interface...” is met by Front-Panel (FP) 256 (figs. 8-11 and col 18, lines 9-40), which includes Display 270, a touch screen, where the user interacts and enters commands to access the additional information;

the claimed “communicating a request from a user for information to a provider...” is met by Processor(s) (Pro) 72 (col. 13, lines 38-50), which establishes a link, upon receiving the user command, with a service/content provider “an information source” with the address (col. 33, lines 6-49 and col. 61, line 46-col. 62, line 12);

the claimed “a MOTES interface device which expedites the acquiring of goods/services by the user...” is met by APC-14 “a transaction processing system,” “information processing system or reader” (col. 22, lines 10-19, line 54-col. 23, line 16, col. 53, line 60-col. 54, line 29) which includes Processor 72 for communicating a user’s identity to the service provider, and executes interactive prompts (col. 12, lines 21-29) to the user from the service provider for the acquiring or purchasing of a specific product or good and services by the user from the provider, and enables the user to performing financial transactions (col. 45, line 23-col. 46, line 1+), furthermore the a GPS Receiver 112 (col. 31, lines 16-30 and col. 33, lines 6-49) determines the location of the user and communicates information to APC-14 Processor 72 to acquire the necessary information to nearby service providers; the user can further make a hotel reservation and upon arrival to hotel in person, the user provides a credit card, which verifies the user identify, for the necessary services or transactions (col. 46, line 30-col. 47, line 16).

Claim 96 is met as previously discussed with respect to claim 16.

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Claim 97 is met as previously discussed with respect to claim 95.

Claim 98 is met as previously discussed with respect to claims 26-27.

Claim 99 is met as previously discussed with respect to claim 14.

Claim 100 is met as previously discussed with respect to claim 34

Claim 101 is met as previously discussed with respect to claims 24 and 29-31.

As to claim 102 Treyz further discloses where the directions are provided in a form of a map, visual and written (col. 33, lines 6-30. col. 61, line 46-62, line 1+ and col. 86, line 27-col. 87, line 1+)

Claim 103 is met as previously discussed with respect to claims 7-8.

Claim 104 is met as previously discussed with respect to claim 10.

Claim 105 is met as previously discussed with respect to claim 11

Claim 106 is met as previously discussed with respect to claim 13

Claim 107 is met as previously discussed with respect to claim 15

Claim 108 is met as previously discussed with respect to claim 14

Claim 109 is met as previously discussed with respect to claim 13.

As to claim 118, the claimed "a data processing center, comprises..." as met by the Provider as previously discussed with respect to claim 1.

Claims 119-120 are met as previously discussed with respect to claim 1.

Claim 121 is met as previously discussed with respect to claim 16.

As to claims 122-123, Treyz further teaches where the user can communicate to a service representative to receive the goods and services and further where the goods and services or directional are retrieve from a database at the provider (col. 61, line 23-

col. 62, line 40

Claim 124 is met as previously discussed with respect to claim 11.

Claim 125 is met as previously discussed with respect to claim 33.

Claim 126 is met as previously discussed with respect to claim 65.

As to claim 127, the claimed "a computer system for expediting the provisioning of...comprises..." contains the same structural element as rejected claim 1.

As to claim 128, Trezz further teaches where Pro 72 controls the operation of WCC 306 or modem of APC-14 (col. 13, lines 38-50, col. 24, lines 56-60 and col. 26, lines 37-48)

Claim 129 is met as previously discussed with respect to claim 16.

Claim 130 is met as previously discussed with respect to claims 26-27.

Claim 131 is met as previously discussed with respect to claim 15.

Claim 132 is met as previously discussed with respect to claim 8.

As to claim 133, the claimed "a computer-readable medium...comprises..." contains the same structural element as rejected claim 1.

Claim 134 is met as previously discussed with respect to claim 5.

As to claim 135, the claimed "a signal for transmitting information used to expedite the provisioning of...comprises..." contains the same structural element as rejected claim 1.

Claim 136 is met as previously discussed with respect to claim 16.

Claim 137 is met as previously discussed with respect to claims 16.

Claim 138 is met as previously discussed with respect to claims 26-27.

Claim 139 is met as previously discussed with respect to claim 57.

Claim 140 is met as previously discussed with respect to claims 16.

As to claim 141, the claimed “a computer-readable data transmission medium...comprises...” contains the same structural element as rejected claim 1.

Claim 142 is met as previously discussed with respect to claims 62-63.

As to claims 143-144, Treyz further disclose where the second portion of the signal further comprises direction provided verbally or textual format (col. 38, lines 20-34 and line 55-col. 39, line 1+).

Claim 145 is met as previously discussed with respect to claim 14.

As to claim 146, Treyz further disclose where the data transmission medium, is generated by a local storage device located at the Provider, and transmitted from the local device to APC-14 (col. 33, lines 25-30 and col. 44, lines 7-42).

As to claims 147-148, the claimed “a method...comprising...” contains the same structural element as rejected claim 1.

Claim 149 is met as previously discussed with respect to claims 26-27.

Claim 150 is met as previously discussed with respect to claims 57.

As to claim 151, the claimed “a user interface...to acquire at least one good/service by the user at the destination; comprising:

a user input device, (inputs 258, 260, 262, 264, 266, etc., figs 8, 9 and col. 18, line 18, lines 9-40) and a user output device (Display 270); where the user input enables a user to request additional information related to an address extracted by the access system from a programming signal and the user output device enables the user to

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receive the additional information (col. 31, lines 16-30 and col. 33, lines 6-49 and col. 46, line 30-col. 47, line 16).

As to claim 152-153, Treyz further disclose where the input consists of a keyboard, a pushbutton, computing device, microphone, etc., and the output of: a flat screen, LED display, etc., (col. 18, line 18, lines 9-40 and col. 20, lines 25-37)

As to claim 154, the claimed "a method...comprising..." contains the same structural element as rejected claim 1.

Claim 155 is met as previously discussed with respect to claim 38.

Claim 156 is met as previously discussed with respect to claim 20.

Claim 157 is met as previously discussed with respect to claim 2.

Claim 158 is met as previously discussed with respect to claims 26-27.

Claims 159-160 are met as previously discussed with respect to claims 8-10.

As to claim 162, the claimed "computer readable medium...comprising..." contains the same structural element as rejected claim 1.

Claim 163 is met as previously discussed with respect to claim 38.

Claim 164 is met as previously discussed with respect to claim 20.

Claim 165 is met as previously discussed with respect to claim 2.

Claim 166 is met as previously discussed with respect to claims 26-27.

Claims 167-169 are met as previously discussed with respect to claims 8-10.

As to claim 170, the claimed "a system for providing goods/services at a destination location to a user...comprising:" contains the same structural element as rejected claim 1.

As to claims 171-172, the claimed "a method for expediting the provisioning of at least one good/service...comprising:" contains the same structural element as rejected claim 1.

Claim 173 is met as previously discussed with respect to claim 38.

As to claims 174-175, the claimed "a computer system for expediting the provisioning of at least one good/service...comprising:" contains the same structural element as rejected claim 1.

Claim 176 is met as previously discussed with respect to claim 8.

As to claims 177-178, the claimed "a system utilized to provide a good/service to a user based upon the reception of an address...comprising:" contains the same structural element as rejected claim 1.

Claims 179-180 are met as previously discussed with respect to claims 26-27.

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claim 17 is rejected under 35 U.S.C. 103(a) as being unpatentable over **Treyz et al (6,526,335)** as applied to claim 16 above, and in view of **Merchant (6,240,183)**.

As to claim 17, Treyz fails to explicitly teach where wireless telecommunication link and electronic signal are encrypted.

However, **Merchant** teaches encrypting electronic signals in a wireless communication system.

Therefore it would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate the teaching of Merchant into the system of Treyz to provide network security and communicate information to appropriate user.

5. Claims 75-77, are rejected under 35 U.S.C. 103(a) as being unpatentable over **Treyz et al (6,526,335)** as applied to claim 35 above, and in view of **Hiyokawa et al (6,047,235)**.

As to claims 75-76, Treyz further teaches monitoring a location of a user of APC-14 (col. 35, lines 54-60), but fails to explicitly teach generating an indicator signal when the user deviates from a direction provided to the user, the direction indicating a preferred route from the current location to the destination location, and generating a second set of directions from a new current location to the destination location and providing the second set of directions to the user.

However, note the **Hiyokawa et al** reference figures 1 and 7, disclose vehicular navigation system for inputting/outputting information relating to route guidance, current position detection unit 2 for detecting or receiving information relating to current position of a vehicle of a user, storing navigation data necessary for route determination and monitors and stores route data and locations of the user as the user travels from the

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current location to the destination, generating an indicator signal when the user deviates from the directions, generating a second set of directions from the user's new location to the destination, and providing the directions to the user (col. 5, lines 43-63 and col. 11, lines 38-63).

Therefore it would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate the teaching of Hiyokawa into the system of Treyz to provide a audio-visual guidance data, as a help enhancement data to assist the user and direct the user to the desired destination and generate a second set of directions from the user's new location to the destination to enable user to obtain Map directions from any location to the desired destination.

As to claim 77, Treyz fails to explicitly teach accessing a database of frequent locations visited by the user and selecting a frequent location from the database, determine directions from the destination to a selected frequent location and providing the directions to the user.

However, Hiyokawa teaches monitoring and storing traveling routes and locations visited by the user and which enables a user to follow the same directions to original location or a specific location, where the data can be retrieve at anytime upon the user request and retrace the route back to a starting point or a specific location(s) (col. 5, lines 43-63 and col. 11, lines 38-63).

Therefore it would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate the teaching of Hiyokawa into the system of Treyz, store the travel route data and retrieve at anytime, to retrace the route to the user's starting

point or to specific or frequent locations visited by the user.

6. Claims 110-117 are rejected under 35 U.S.C. 103(a) as being unpatentable over **Treyz et al (6,526,335)** and in view of **DeLorme et al (5,948,040)**.

As to claims 110-111, Treyz further teaches all the claimed limitations as previously discussed with respect to claim 95, including accessing a data file designated by the address, determining the availability of the goods/services selected by the user, but fails to explicitly teach determining the estimated waiting time for the delivery of goods/services and selecting the goods/services based on the estimated time.

However, DeLorme teaches preparing an order based on an estimated the arrival time (col. 50, lines 27-67, col. 67, line 32-col. 68, line 6 and col. 75, lines 6-32).

Therefore it would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate the teaching of DeLorme into the system of Treyz to prepare orders or services based on the user's ETA and save the time upon arrival to the destination.

As to claim 112, note the **Treyz** reference figures 1-2, 56 and 57, discloses automobile personal computer systems and further discloses a provider system for providing at least one good/service to a user, whereupon the goods/services selected by the user is related to a program associated with additional information, the program being received by a user system (APC-14), such that directions to a destination location affiliated with the provider and the expedited delivery of the goods/services to the user upon arrival at the destination location is provided to the user upon receiving a

command from the user to receive the additional information and acquire the related goods/services, comprising

the claimed "a location order processor..." and "a MOTES reader" is met by Computing Equipment located at the Service Provider, Merchant, Hotel, etc., (figs. 1, col. 10, lines 39-54, col. 12, lines 21-53, col. 45, line 23-col. 46, line 43), which includes information processing "MOTES" reader, receives location information and processes orders for goods/services based on the user's destination and expedites a transaction for a hotel reservation, stocks, purchasing of products or services and receives the services or product upon arrival to the destinations the hotel or merchant communicates to APC-14 to provide the requested services (col. 46, line 30-col. 47, line 16, col. 61, line 23-col. 62, line 17).

Treyz fails to explicitly teach preparing the order based on an estimated time of arrival of the user.

However, DeLorme teaches preparing an order based on an estimated the arrival time (col. 50, lines 27-67, col. 67, line 32-col. 68, line 6 and col. 75, lines 6-32).

Therefore it would have been obvious to one of ordinary skill in the art at the time of the invention to incorporate the teaching of DeLorme into the system of Treyz to prepare orders or services based on the user's ETA and save the time upon arrival to the destination.

Claim 113 is met as previously discussed with respect to claims 26-27.

As to claim 114-117, Treyz further discloses where the information processing system at the Provider, detects the arrival of the user via an electromagnetic signal

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received from a vehicle utilized by the user, via a code received on arrival at the destination, processes a transactional automatically upon arrival and receives the necessary payment (col. 33, line 50-col. 34, line 35, col. 45, line 23-col. 46, line 43 and col. 61, line 23-col. 62, line 17).

Response to Arguments

7. Applicant's arguments with respect to claims 1-180 have been considered but are moot in view of the new ground(s) of rejection. Applicant argues that, "The Examiner's rejection fails because Treyz does not describe the three elements recited above with the relationships..." i.e., "1) video or audio program; 2) an address or destination location... and 3) a transaction (see Applicant's Remarks, page labeled 37+ 'or page 1+').

In response, Examiner disagrees. Examiner notes applicant's remarks, however, on page 3, line 2+, of the office action, Examiner, discussed in the rejection above cited columns (col.17, lines 29-40, col.39, lines 48-62, col.58, line 47-col.61, line 23 and line 46-col.62, line 12), discloses "provided in the electronic signal and an address..." note that the user interacts with the received content (audio or video content, etc.,) which includes driving direction to a destination "an address." As disclose by Treyz Automobile personal computer (APC) 14 may be used to handle various types of content, such as e-mail, voice mail, paging messages, voice memos, audio or video files, images, etc. (see col.39, line 48-col.40, line 13) and communicate to a service provider for the necessary services or transactions (col.58, line 47-col.61, line 23 and line 46-col.62, line

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12). Treyz further discloses in these cited columns, that the user may interact verbally or using an input device to forward content to home or office and a desired destination(s). Cited col.13, lines 38-51 also teaches decoding of streaming Internet audio, voice..., compressed digital video, streaming Internet multimedia content, etc., and upon a user interacting to the content (which contains specific service/content provider address), Automobile PC-14 Pro-72, uses the address information to establish a link, to the service/content provider with the address and receives driving directions to the location of the service/content provider and also perform necessary transactions using APC-14 (see cited col.58, line 47-col.61, line 23 and line 46-col.62, line 12 and line 61-col.63, line 34). Applicant's remarks are not persuasive, the disclosure of the prior art of record Treyz reads on the amended claimed limitations. The amendment to all the independent claims necessitated the new ground(s) of rejection. This office action is made final.

Conclusion

8. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the

shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.


69. Any inquiry concerning this communication or earlier communications from the examiner should be directed to **Annan Q. Shang** whose telephone number is **571-272-7355**. The examiner can normally be reached on **700am-400pm**.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, **Christopher S. Kelley** can be reached on **571-272-7331**. The fax phone number for the organization where this application or proceeding is assigned is **571-273-8300**.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the **Electronic Business Center (EBC)** at **866-217-9197 (toll-free)**.



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